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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

RIGHTHAVEN LLC, a Nevada limited-liability company,

Case No.: 2:10-cv-01344

COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff,

STEREOTYPE GENDER STEREOTYPES

Defendant.

Righthaven LLC (“Righthaven”) complains as follows against Stephen Meenehan (“Mr. Meenehan”), on information and belief:

NATURE OF ACTION

1. This is an action for copyright infringement pursuant to 17 U.S.C. § 501.

PARTIES

2. Righthaven is, and has been at all times relevant to this lawsuit, a Nevada limited-liability company with its principal place of business in Nevada.

3. Righthaven is, and has been at all times relevant to this lawsuit, in good standing with the Nevada Secretary of State.

4. Mr. Meenehan is, and has been at all times relevant to this lawsuit, identified by the current registrar, GoDaddy.com, Inc. (“GoDaddy”), as the registrant, administrative contact and technical contact of the Internet domain found at <informationliberation.com> (the “Domain”).

JURISDICTION

5. This Court has original subject matter jurisdiction over this copyright infringement action pursuant to 28 U.S.C. § 1331 and 28 U.S.C. § 1338(a).

6. Righthaven is the owner of the copyright in and to the literary work entitled: "Police detective who shot, killed man ID'd. Man made a 'furtive movement,' LV authorities say" (the "Work"), attached hereto as Exhibit 1.

7. At all times relevant to this lawsuit, the Work has depicted and depicts the original source publication as the Las Vegas *Review-Journal*.

8. Mr. Meenehan willfully copied, on an unauthorized basis, a substantial and significant portion of the Work from a source emanating from Nevada.

9. On or about June 18, 2010, Mr. Meenehan displayed, and continues to display an unauthorized reproduction of the Work (the “Infringement”), attached hereto as Exhibit 2, as part of the content accessible through the Domain (said content accessible through the Domain and the Domain itself known herein as the “Website”).

10. At all times relevant to this lawsuit, the Infringement has depicted and depicts the original source publication as the *Las Vegas Review-Journal*.

11. The subject matter, at least in part, of the Work and the Infringement, is a Las Vegas police detective that allegedly shot and killed a man while serving a warrant.

12. At all times relevant to this lawsuit, Mr. Meenehan knew that the Work was originally published in the Las Vegas *Review-Journal*.

13. At all times relevant to this lawsuit, Mr. Meenehan knew that the infringement was and is of specific interest to Nevada residents.

14. Mr. Meenehan's display of the Infringement was and is purposefully directed at Nevada residents.

VENUE

15. The United States District Court for the District of Nevada is an appropriate venue, pursuant to 28 U.S.C. § 1391(b)(2), because a substantial part of the events giving rise to the claim for relief are situated in Nevada.

16. The United States District Court for the District of Nevada is an appropriate venue, pursuant to 28 U.S.C. § 1400(a), because Mr. Meenehan is subject to personal jurisdiction in Nevada.

FACTS

17. The Work constitutes copyrightable subject matter, pursuant to 17 U.S.C. § 102(a)(1).

18. Righthaven is the owner of the copyright in and to the Work.

19. The Work was originally published on June 14, 2010.

20. On July 27, 2010, the United States Copyright Office (the “USCO”) granted Righthaven the registration to the Work, copyright registration number TX0007182380 (the “Registration”) and attached hereto as Exhibit 3 is evidence of the Registration from the official USCO database depicting the occurrence of the Registration.

21. On or about June 18, 2010, Mr. Meenehan displayed, and continues to display, the Infringement on the Website.

22. Mr. Meenehan did not seek permission, in any manner, to reproduce, display, or otherwise exploit the Work.

23. Mr. Meenehan was not granted permission, in any manner, to reproduce, display, or otherwise exploit the Work.

CLAIM FOR RELIEF: COPYRIGHT INFRINGEMENT

24. Righthaven repeats and realleges the allegations set forth in Paragraphs 1 through
23 above.

25. Righthaven holds the exclusive right to reproduce the Work, pursuant to 17 U.S.C. § 106(1).

26. Righthaven holds the exclusive right to prepare derivative works based upon the Work, pursuant to 17 U.S.C. § 106(2).

27. Righthaven holds the exclusive right to distribute copies of the Work, pursuant to 17 U.S.C. § 106(3).

28. Righthaven holds the exclusive right to publicly display the Work, pursuant to 17 U.S.C. § 106(5).

29. Mr. Meenehan reproduced the Work in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(1).

30. Mr. Meenehan created an unauthorized derivative of the Work in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(2).

31. Mr. Meenehan distributed, and continues to distribute, an unauthorized reproduction of the Work on the Website, in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(3).

32. Mr. Meenehan publicly displayed, and continues to publically display, an unauthorized reproduction of the Work on the Website, in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(5).

33. Mr. Meenehan has willfully engaged in the copyright infringement of the Work.

34. Mr. Meenehan's acts as alleged herein, and the ongoing direct results of those acts, have caused and will continue to cause irreparable harm to Righthaven in an amount Righthaven cannot ascertain, leaving Righthaven with no adequate remedy at law.

35. Unless Mr. Meenehan is preliminarily and permanently enjoined from further infringement of the Work, Righthaven will be irreparably harmed, and Righthaven is thus

1 entitled to preliminary and permanent injunctive relief against further infringement by the
2 Defendants of the Work, pursuant to 17 U.S.C. § 502.

3

4 **PRAYER FOR RELIEF**

5 Righthaven requests that this Court grant Righthaven's claim for relief herein as follows:

6 1. Preliminarily and permanently enjoin and restrain Mr. Meenehan, and Mr.
7 Meenehan's officers, agents, servants, employees, attorneys, parents, subsidiaries, related
8 companies, partners, and all persons acting for, by, with, through, or under Mr. Meenehan, from
9 directly or indirectly infringing the Work by reproducing the Work, preparing derivative works
10 based on the Work, distributing the Work to the public, and/or displaying the Work, or ordering,
11 directing, participating in, or assisting in any such activity;

12 2. Direct Mr. Meenehan to preserve, retain, and deliver to Righthaven in hard copies
13 or electronic copies:

14 a. All evidence and documentation relating in any way to Mr. Meenehan's
15 use of the Work, in any form, including, without limitation, all such evidence and
16 documentation relating to the Website;

17 b. All evidence and documentation relating to the names and addresses
18 (whether electronic mail addresses or otherwise) of any person with whom the
19 Defendants have communicated regarding Mr. Meenehan's use of the Work; and

20 c. All financial evidence and documentation relating to Mr. Meenehan's use
21 of the Work;

22 3. Direct the current domain name registrar, GoDaddy, and any successor domain
23 name registrar for the Domain to lock the Domain and transfer control of the Domain to
24 Righthaven;

25 4. Award Righthaven statutory damages for the willful infringement of the Work,
26 pursuant to 17 U.S.C. § 504(c);

27 5. Award Righthaven costs, disbursements, and attorneys' fees incurred by
28 Righthaven in bringing this action, pursuant to 17 U.S.C. § 505;

6. Award Righthaven pre- and post-judgment interest in accordance with applicable law; and
7. Grant Righthaven such other relief as this Court deems appropriate.

DEMAND FOR JURY TRIAL

Righthaven requests a trial by jury pursuant to Fed. R. Civ. P. 38.

Dated this ninth day of August, 2010.

RIGHTHAVEN LLC

By: /s/ J. Charles Coons
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